

United States Bankruptcy Court for the  
District of Arizona

IN RE:

Eustace Edwin & Susan Elizabeth Polanski

Debtor(s)

Case No. 4-12-bk-01229-BMW

Judge Brenda Moody Whinery

APPLICATION FOR RELEASE OF UNCLAIMED FUNDS

**IT APPEARING THAT** a dividend check in the amount of \$2,187.61 was issued by the trustee to Monroe Bank & Trust, creditor in the above-referenced case.

**IT ALSO APPEARING THAT** said check was not negotiated by said payee and the trustee, pursuant to 11 U.S.C. Section 347(a), delivered the unclaimed funds to the Clerk, U.S. Bankruptcy Court. The United States Treasury is currently holding these funds.

The creditor did not receive the dividend check in the above case for the following reason:

Dividends were not collected by the creditor, Monroe Bank & Trust. Monroe Bank & Trust's current address is 102 E. Front Street, Monroe, MI 48161.

**IF APPLICANT IS A FUNDS LOCATOR**, this application includes a Power of Attorney authorizing the undersigned, Dilks & Knopik, LLC, Attorney in Fact, to petition the Court on behalf of the claimant for the release of these funds. This application includes an Affidavit of the undersigned that he/she has made all reasonable efforts to believe that the person or entity claiming right to these funds is the legal owner of such funds. The U.S. Attorney for the District of Arizona has been provided a copy of this application allowing 20 days from the date of service to file an objection to payment of the unclaimed funds.

Dilks & Knopik, LLC, attorney-in-fact for Monroe Bank & Trust, creditor, hereby petitions the Court for \$2,187.61, which is the sum of all monies being held in the registry of this court as unclaimed funds, which are due to creditor.

**THEREFORE**, an application is made for an order directing the Clerk of Court to pay said unclaimed funds to the order of Monroe Bank & Trust c/o Dilks & Knopik, LLC, applicant (or Attorney in Fact if application by funds locator), and mail said check to the following address: 35308 SE Center Street, Snoqualmie, WA 98065-9216.

Respectfully Submitted:

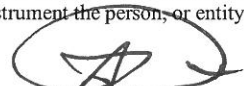
Dated: February 9, 2016

  
\_\_\_\_\_  
Brian J. Dilks  
Dilks & Knopik, LLC

On 2/9/2016 before me, Brian J. Dilks, personally appeared, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person (s) whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or entity upon behalf of which the person acted, executed the instrument. WITNESS my hand and official seal.

SEAL

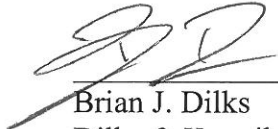


  
\_\_\_\_\_  
Andrew T. Drake, Notary Public  
My commission expires: September 9, 2019  
Notary in and for the State of Washington

## AFFIDAVIT OF FUNDS LOCATOR


I, Brian J. Dilks, have obtained the consent of the claimant to make application for the unclaimed funds as provided in this application. I have made all reasonable efforts required to believe to the best of my knowledge that Monroe Bank & Trust is legally entitled to the unclaimed funds referenced in this application. I am familiar with State of Arizona requirements for acting in the capacity of Attorney in Fact.

Dated February 9, 2016

  
\_\_\_\_\_  
Brian J. Dilks  
Dilks & Knopik, LLC  
Attorney in Fact for  
Monroe Bank & Trust

On 2/9/2016 before me, Brian J. Dilks, personally appeared, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person (s) whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or entity upon behalf of which the person acted, executed the instrument. WITNESS my hand and official seal.

SEAL

  
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Andrew T. Drake, Notary Public  
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United States Bankruptcy Court for the  
District of Arizona

IN RE:

Eustace Edwin & Susan Elizabeth Polanski

Debtor(s)

Case No. 4-12-bk-01229-BMW


Judge Brenda Moody Whinery

**NOTICE OF SERVICE**

**OF APPLICATION FOR PAYMENT OF UNCLAIMED FUNDS**

Notice is hereby given that on February 9, 2016 a copy of the Application for Payment of Unclaimed Funds was mailed to the United States Attorney for the District of Arizona, 2 Renaissance Square 40 N. Central Ave., Suite 1200, Phoenix, AZ 85004 by:

Dated: February 9, 2016



Brian J. Dilks  
Dilks & Knopik, LLC  
Attorney in Fact for  
Monroe Bank & Trust

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF ARIZONA

RE: Eustace Edwin & Susan Elizabeth  
Polanski

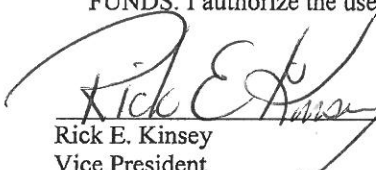
Debtor(s)

Case: 4-12-bk-01229-BMW

**AUTHORITY TO ACT  
Limited Power of Attorney  
LIMITED TO ONE TRANSACTION**

**USED ONLY TO COLLECT FUNDS FROM THE ABOVE REFERENCED CASE**

1. **Monroe Bank & Trust** ("CLIENT"), appoints **Dilks & Knopik, LLC** ("D&K"), as its lawful attorney in fact for the limited purpose of recovering, receiving and obtaining information pertaining to the outstanding tender of funds in the amount of **\$2,187.61** (the "FUNDS"), including the right to collect on CLIENT's behalf any such funds that are held by a governmental agency or authority.
2. CLIENT grants to D&K the authority to do all things legally permissible and reasonably necessary to recover or obtain the FUNDS held by the governmental agency or authority. This limited authority includes the right to receive all communications from the governmental agency or authority and to deposit checks payable to CLIENT for distribution of the FUNDS to CLIENT, less the fee payable to D&K pursuant to and in accordance with its agreement with CLIENT.
3. D&K may not make any expenditure or incur any costs or fees on behalf of CLIENT without CLIENT's prior written consent.
4. This Authority to Act shall become effective on the below signed date and shall expire upon collection of the aforementioned FUNDS. I authorize the use of a photocopy of this Limited Power of Attorney in lieu of the original.

  
Rick E. Kinsey  
Vice President

January 27, 2016  
Date

Tax ID # 38-0847680



Rick E. Kinsey  
Vice President  
Liquidation Specialist

102 E. FRONT ST., MONROE, MI 48161  
PHONE: (734) 242-3637 FAX: (734) 384-8234  
EMAIL: rick.kinsey@mbandt.com  
www.MBAndT.com

**ACKNOWLEDGMENT**

STATE OF Michigan

COUNTY OF Monroe

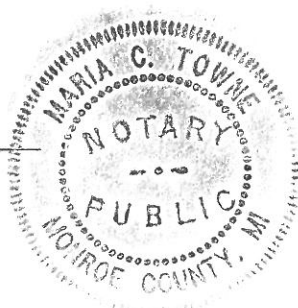
On this 27th day of January, 2016, before me, the undersigned Notary Public in and for the said County and State, personally appeared Rick E. Kinsey, Vice President of Monroe Bank & Trust, known to me to be the person described in and who executed the foregoing instrument, and who acknowledged to me that he did so freely and voluntarily and for the uses and purposes therein mentioned.

WITNESS my hand and official seal.

NOTARY PUBLIC Maria C Towne  
maria c towne

Residing at Monroe County, MI

My Commission expires 6-10-19



UNITED STATES BANKRUPTCY COURT  
DISTRICT OF ARIZONA

RE:

Case: 4-12-bk-01229-BMW

Eustace Edwin & Susan Elizabeth Polanski

STATEMENT OF AUTHORITY

Debtor(s)

The undersigned being first duly sworn and states that Rick E. Kinsey is the Vice President of Monroe Bank & Trust. Rick E. Kinsey is authorized to execute and deliver all documents pertaining to the recovery of Unclaimed, Lost or Abandoned Property owing to Monroe Bank & Trust or its subsidiaries. I further acknowledge that an Application for Unclaimed Funds will be or has been submitted c/o Dilks & Knopik, LLC to the above bankruptcy court to release funds owing to Monroe Bank & Trust.

By: [Signature] Dated: 1/27/16  
Print Name: MICHAEL W. IRVIN Title: SUP  
102 E. Front Street  
Monroe, MI 48161  
734-242-3637  
Special Assets Group

STATE OF Michigan, COUNTY OF Monroe

On January 27, 2016 before me, personally appeared Michael W. Irvin personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. WITNESS my hand and official seal.

(SEAL)

Maria C Towne  
Notary Public maria C Towne

My commission expires on 6-10-19



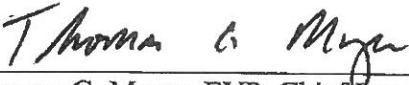


## MONROE BANK & TRUST MEMO

**TO:** Susan J. Mehregan, Deputy General Counsel  
**FROM:** Tom Myers  
**DATE:** January 30, 2013  
**SUBJECT:** Signing Authority


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Pursuant to the Fourteenth Resolution of the Operating Resolutions of Monroe Bank & Trust, I hereby designate and empower Michael W. Irvin, Aaron N. Mason, Rick E. Kinsey, John L. Baldwin and Victor Proffitt, each individually, to execute deeds, closing statement and other documents incident to and necessary for the sale of property owned by Monroe Bank & Trust.

  
\_\_\_\_\_  
Thomas G. Myers, EVP, Chief Lending Manager

January 30, 2013  
Date

I, Susan J. Mehregan, Vice President, Deputy General Counsel of Monroe Bank & Trust, a Michigan banking corporation, certify that the above is a copy of the designation on file as said Deputy General Counsel.

  
\_\_\_\_\_  
Susan J. Mehregan  
Vice President  
Deputy General Counsel

## OPERATING RESOLUTION

**MBT Financial Corp.  
Monroe Bank & Trust**

**RESOLVED**, Fourteenth, That the President & CEO or any Executive Vice President are hereby jointly and severally empowered to execute documents related to the real and personal assets of Monroe Bank & Trust including, by way of illustration and not of limitation, bills of sale, deeds, closing documents, purchase agreements, and loan sale or purchase agreements. The President or an Executive Vice President, in their discretion, may designate specific Officers to execute certain types of documents. Such designation shall be in writing with a copy provided to the Deputy General Counsel, who will maintain a list of the designated exceptions.

### **THE UNDERSIGNED:**

Secretary to the Board of Directors of Monroe Bank & Trust, hereby certifies that the foregoing is a true copy of the Operating Resolution and all amendments thereto, and that the said corporation is in good standing under the Laws of the State of Michigan.

### **THE UNDERSIGNED:**

Secretary to the Board of Directors of Monroe Bank & Trust, hereby certifies that Thomas G. Myers is an Executive Vice President of Monroe Bank & Trust and has the authority to sign documents on behalf of the bank.



Bonnie S. Snyder  
Secretary to the Board of Directors

February 5, 2014  
Date

AUTHORITY TO SIGN